

APPROVED

MINUTES
Utah Judicial Council
Committee on Court Forms
Administrative Office of the Courts
450 South State Street
Salt Lake City, UT 84111
August 12, 2019
12 - 2 pm
Judicial Council Room

MEMBERS: **IN ATTENDANCE:** **EXCUSED:**

Randy Dryer, <i>Chair</i>		•
Kim Allard		•
Cyndie Bayles		•
Judge Randy Birch		•
Chris Cope		•
Guy Galli	•	
Judge Elizabeth Lindsley	•	
Kara Mann	•	
Comm. Russell Minas	•	
Nathanael Player	•	
Clayon Quigley	•	
Stewart Ralphs		•
Judge James Taylor	•	
Jessica Van Buren	•	
Mary Westby	•	

Guests:

None

Staff:

Brent Johnson

Minhvan Brimhall – recording
secretary

I. WELCOME, ANNOUNCEMENTS AND APPROVAL OF MINUTES:

Randy Dryer welcomed the committee members to the meeting. Mr. Dryer introduced new member, Clayson Quigley, to the committee.

The Committee considered the minutes from the July 8 meeting. No revision was made to the minutes. Kara Mann moved to approve the full minutes. Jessica Van Buren seconded the motion. The motion unanimously passed.

II. JUVENILE COURT FORMS:

- Declaration of financial status:

This form was requested by the Board of Juvenile Court Judges. During the 2019 legislative session, changes were made to the laws about appointment of counsel in juvenile court cases. Judge Lindsley noted that the Board has expressed concerns regarding the structure and wording of several areas of the forms and have made recommended changes to be discussed with this committee. The committee discussed the changes recommended by the Board of Juvenile Court Judges.

Following further discussions, Judge Taylor moved to table the declaration of financial status form for further review. In the interim, Judge Lindsley will meet with the Stylistics Committee to restructure the form in a manner that would meet the needs of juvenile court judges, as well as maintain the stylistic guidelines as set forth by this committee. If the form is completed and reviewed prior to the next meeting, the Stylistics Committee will contact the committee via email for any additional comments or revisions prior to sending to the Judicial Council for review. Mary Westby seconded the motion. The committee voted and the motion was unanimously approved.

- Petition for authorization to marry:
During the 2019 legislative session changes were made to the statutes regarding a minor's ability to marry. A minor who is 15 may no longer receive permission to marry. Minors who are 16 or 17 must obtain court permission to marry. These changes went into effect May 1, 2019. The committee made recommended language changes.

Following additional discussion and further recommended changes, Commissioner Minas moved to approve the form as discussed by the committee. Judge Lindsley seconded the motion. The motion was unanimously approved by the committee.

- Order on motion for inquiry into competency:
This will not be posted on the website. Instead, it will be produced by CARE at the judge's direction.

Following further discussion, Ms. Westby moved to approve the language to be used in Juvenile Court. Ms. Mann seconded the motion. The committee unanimously approved the motion.

III. SETTLEMENT AGREEMENT:

These items were not discussed at this meeting due to lack of time. They will be addressed at a future meeting.

- Debt Collection
- Eviction

IV. DEFAULT JUDGMENT:

These items were not discussed at this meeting due to lack of time. They will be addressed at a future meeting.

- Motion for default certificate
- Default certificate
- Military service declaration
- Military service order
- Motion for default judgment

V. REVISION TO JUDGE/COMMISSIONER SIGNATURE BLOCK:

The Board of District Court Judges expressed concerns that certain orders are being signed by both commissioners and judges, and recommend having only one signature. The committee discussed the recommendation made, the Board and did not have any objections to their request.

With no further discussions, Judge Tayler moved to adopt the recommendations made by the Board of District Court Judges. Mr. Quigley seconded the motion. The motion was unanimously approved.

VI. ACCEPTANCE OF SERVICE:

Mr. Player stated that new language has been added to the form. The committee did not have any concerns or objections to the additional language.

With no further discussion, Judge Taylor moved to the approve the form. Ms. Westby seconded the motion. The motion was unanimously approved.

VII. REQUEST TO REGISTER FOREIGN CHILD CUSTODY, PARENT-TIME, SUPPORT OR INCOME WITHHOLDING ORDER:

The family law subcommittee has reviewed these forms, and the Stylstics Committee has approved of the content without any additional concerns. The forms will be used by Licensed Paralegal Practitioners.

There are currently two versions of the form on the website, one for child support cases, and one for child custody cases. The committee made additional minor language changes to the form.

With no further discussions, Judge Taylor moved to accept the changes as recommended by the committee and approve the form. Mr. Player seconded the motion. The motion was approved by the committee.

VIII. SEXUAL VIOLENCE PROTECTIVE ORDER:

This item was not discussed at this meeting due to lack of time. It will be addressed at a future meeting.

IX. ADJOURN:

With no further items for discussion, Mr. Player moved to adjourn the meeting. Ms. Mann seconded the motion. The meeting adjourned at 1:53 pm. The next meeting will be September 9, 2019, from noon to 2 pm in the Judicial Council Room.